

**GOVERNMENT OF TELANGANA  
ABSTRACT**

Scheduled Castes Development Department – Education –Departmental proceedings against Sri M.Nagabhushanam, Principal (Retd.), TSWRS/JC (B), Lingal, Nagarkurnool District – Article of charges – Issued.

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**SCHEDULED CASTE DEVELOPMENT (EDN.A2) DEPARTMENT**

**G.O.Rt.No.178.**

**Dated:12.09.2022**

**Read:-**

G.O.Ms.No.15,SCD(Edn.A2) Dept.,dated:12.09.2022.

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**ORDER:**

In pursuance of the sanction accorded by the Government under sub clause (i) of clause (b) of sub-rule (2) of Rule 9 of the RP Rules, 1980 for instituting departmental proceedings against Sri M.Nagabhushanam, Principal (Retd.), TSWRS/JC (B), Lingal, Nagarkurnool District vide G.O.Ms.No.15, SCD (Edn.A2) Dept., dt:12.09.2022. It is proposed to hold an enquiry against Sri M.Nagabhushanam, Principal (Retd.), TSWRS/JC (B), Lingal, Nagarkurnool District in accordance with the procedure laid down in Rule- 20 of the T.S. Civil Services (CC & A) Rules, 1991. The enquiry shall be conducted by the Secretary, TSWREIS, Hyd., at Hyderabad.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I). A statement of the imputations of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri M. Nagabhushanam, Principal (Retd.), TSWRS/JC (B), Lingal, Nagarkurnool District is directed to submit a written statement of his defence within (10) days of the receipt of this Memorandum.

4. He is informed that an inquiry will be held only in respect of those articles of charges that are not admitted. He should, therefore specifically admit or deny each article of charge.

5. Sri M.Nagabhushanam, Principal (Retd.), TSWRS/JC (B), Lingal, Nagarkurnool District is further informed that if he does not submit his written statement of defence on or before the date specified in para-3 above, or does not appear in person before the inquiring authority or otherwise fails or refuses to comply with the provisions of Rules- 20 of the TS CS (CCA) Rules, 1991, or the orders/directions issued in pursuance of the said rules, the inquiring authority may hold the inquiry against him exparte.

6. The receipt of the order must be acknowledged.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)**

**RAHUL BOJJA  
SECRETARY TO GOVERNMENT (FAC)**

To  
Sri M.Nagabhushanam, Principal (Retd.),  
TSWRS/JC (B), Lingal, Nagarkurnool District  
(through the Secretary, TSWREIS, Hyderabad)  
The Secretary, TSWREIS, Hyderabad  
(with a request to serve the same to the individual and furnish the served copy to the Government)  
Sf/Sc.

**//FORWARDED:: BY ORDER //**

**SECTION OFFICER**

## **ANNEXURE – 1**

**(G.O.Rt.No.178, SCD (Edn.A2)Dept.,Dated:12.09.2022)**

### **STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SRI.M.NAGABHUSHANAM, PRINCIPAL (Retd.), TSWRS/JC (B), LINGAL, NAGARKURNOOL DISTRICT**

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#### **CHARGE NO: 1**

That, Sri M.Nagabhushanam, Principal (Retd.), TSWRS/JC (B), Lingal, Nagarkurnool District has made grave misconduct in discharge of legitimate duties during his tenure from 01-6-2016 to 31-5-2020. The following irregularities, deviations and administrative lapses are made by the individual.

- a) He failed to pay the amounts payable to Sri Thirupathi Reddy, Sri. Ashok, Sri. Pasha, and Smt. Laxmamma who were the contractors for supply of vegetables, Chicken/Mutton and Milk, they supplied to the institution for (3) months during the academic session 2018-2019 totaling amount of Rs. 15,59,413/- despite sanctioning of this amount by the Head Office, Hyderabad.
- b) He also failed to pay the bill amount to the sanitary contractor.
- c) He failed to remit the unspent amounts under the following head of accounts into Society's A/c after completion of the transactions.

<b>Sl. No.</b>	<b>Head of Account</b>	<b>Surplus amount Rs.</b>
1	Barber/Hair cutting charges (from 7/2016 to 12/2019)	80,122
2	Washing Charges (from 7/2016 to 12/2019)	29,596
3	Interests accrued on EMDs (from 2014-15 to 2019-2020)	78,978
4	Sweeping and Sanitation Charges	45,000
5	Sales realization on the sale of Tender forms (From 2015-16 to 2019-2020)	2,63,900
6	Sales realization on the sale of old gunny bags/old oil tins (From 2015-16 to 3/2020)	4,400
7	Catering- Man power charges (from 3/2016 to 12/2019)	2,67,484
8	Cosmetic Charges (from 7/2016 to 10/2019)	1,32,500
9	Diet and other allowances ( from 4/2016 to 12/2019 )	8,64,394

#### **Basis of charge:**

- Report of CV&SO of the Society, dated: 16.07.2020.
- Report of CV&SO of the Society, dated: 21.09.2020.

#### **CHARGE NO: 2**

That, Sri M.Nagabhushanam, Principal (Retd.), TSWRS/JC (B), Lingal, Nagarkurnool District has failed to ensure that the income deducted from Regular employees to the tune of Rs.2,82,545/- was remitted to the I.T. Department. The TDS amount was not recovered from the Outsourced/Contract/Part Time employees.

- a) He made payments to various contractors without Bills/Bill-forms/RC Approvals and HKC Resolutions to the Tune of Rs.4,52,406/-. He willfully diverted the funds meant for other purposes against the rules in vogue.
- b) He made short payment by Rs.1,00,000/- to Sri Kondaiah Water Supply contractor. He made short and excess payments to the contractors which was observed by the Vigilance Team.

(P.T.O.)

- c) He failed to refund the EMD amount of Rs.80,000/- to one of the contractors on completion of his contract.
- d) An excess amount of Rs.1,13,628/- was paid towards the Electrical charges during the period from 7/2016 to 11/2019 and also observed that the Electrical charges were paid without approval from the competent authority.

Thus, Sri.M.Nagabhushanam, Principal (Retd.), TSWRS/JC (B), Lingal, Nagarkurnool District has violated instructions of the Society issued vide Circular Memo Rc.No.Accts-111/4646/99 Dt. 09.04.1999.Hence, the charge.

**Basis of charge:**

- Report of CV&SO of the Society, dated: 16.07.2020.
- Report of CV&SO of the Society, dated: 21.09.2020.

**CHARGE.NO:3**

That, Sri M.Nagabhushanam, Principal (Retd.), TSWRS/JC (B), Lingal, Nagarkurnool District has demanded a **bribe for an amount** of Rs.10,000/- from Sri. Kondaiah the water supply contractor for releasing the remaining balance amount of Rs.1,00,000/- and directed him to pay the bribe amount to Sri.D.Balaswamy, JL (Maths) and Vice-Principal. But the contractor paid him Rs.8,000/- only. Yet, the balance amount was not released to the contractor.

He misused his powers by exhibiting his supremacy powers and shown illicit act. He involved in corruption practices on acceptance of Rs.8000/- as bribe for official favour towards payment release to the water supply contractor of the institution. He behaved in a highly objectionable manner by crossing his limits, which is unbecoming of such an employee or derogatory to the prestige of the society. He violated conduct rules of the Society. Hence, the charge.

**Basis of charge:**

- Report of CV&SO of the Society, dated: 16.07.2020.
- Report of CV&SO of the Society, dated: 21.09.2020.

**CHARGE.NO:4**

That, Sri M.Nagabhushanam, Principal (Retd.), TSWRS/JC (B), Lingal, Nagarkurnool District has failed to monitor the kitchen activities so closely as it is evident from the fact that, the Break-fast items were prepared mostly with RICE ITEMS only during the academic sessions 2018-2019 and 2019-2020. During this period Chicken and Mutton were served for shorter number of times than the required besides improper serving of Eggs. He failed to follow the standard menu prescribed by the Society and violated instructions of the Society issued vide Circular Rc.No.G1/7639/ 2007, Dt.23.05.2008. Hence, the charge.

**Basis of charge:**

- Report of CV&SO of the Society, dated: 16.07.2020.
- Report of CV&SO of the Society, dated: 21.09.2020.

**CHARGE.NO: 5**

That, Sri M.Nagabhushanam, Principal (Retd.), TSWRS/JC (B), Lingal, Nagarkurnool District failed to produce the bills/vouchers for an amount of Rs.27,55,056-63 i.e., the closing balance ought to be in Principal's account as on 31-5-2010 i.e., on the date of his retirement due to which it is presumed that the Principal (Retired) has misappropriated the sanctioned funds.

(Contd...3/-)

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Thus, Sri M.Nagabhushanam, Principal (Retd.,) has shown gross negligence in performance of his legitimate duties, deliberately diverted the funds, resorted to short and excess payments to the contractors, indulged in corrupt practice demanding bribe from a contractor. There is a dereliction and laxity on the part of the Principal (Retd.,). All his acts amount to grave misconduct and unbecoming of an employee which tarnished the image of the Society published in a local news paper under the caption "Rs.15.59 lakhs SWAHA" which was published in daily Telugu News Paper dated: 1-7-2020. He violated the Conduct Rules and instructions of the Society issued vide circular Rc.No.Accts.111/6970/98, Dt.10.06.1998 and Rc.No.Accts-III(4)3626/98 – Dated. 06.07.1999. Hence, the charge.

**Basis of charge:**

- Report of CV&SO of the Society, dated: 16.07.2020.
- Report of CV&SO of the Society, dated: 21.09.2020.

**RAHUL BOJJA  
SECRETARY TO GOVERNMENT (FAC)**

**//FORWARDED:: BY ORDER //**

**SECTION OFFICER**

## **ANNEXURE - II**

**(G.O.Rt.No.178, SCD (Edn.A2)Dept.,Dated:12.09.2022)**

### **STATEMENT OF IMPUTATION OF GROSS NEGLIGENCE AND DERELICTION OF DUTIES IN SUPPORT OF THE ARTICLE OF CHARGES FRAMED AGAINST SRI M.NAGABHUSHANAM, PRINCIPAL (Retd.), TSWRS/ JC (B), LINGAL, NAGARKURNOOL DISTRICT**

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#### **As per Society Conduct Rules**

"Every employee shall be devoted to his/her duty and shall maintain absolute integrity, discipline, impartiality and a sense of propriety".

"No employee shall behave in a manner, which is unbecoming of such an employee or derogatory to the prestige of the society".

"No employee shall act in a manner, which will place his / her official position under any kind of embarrassment".

As per directions of the Society, the Chief Vigilance & Security Officer and Vigilance team of the Society visited to TSWRS/JC (B), Lingal, Nagarkurnool District on 01.07.2020 and 02.07.2020 and submitted report on publication of News item in daily news paper dt. 01.07.2020 under the caption "Rs.15.59 Lakhs SWAHA". Further reported that certain financial irregularities took place at the institution by the Sri M.Nagabhushanam, Principal (Retd.,) during his tenure that the Principal Retd.,) has made grave misconduct in discharge of legitimate duties during his tenure from 01-6-2016 to 31-5-2020. He made certain financial irregularities, deviations and administrative lapses

- a) He failed to pay the amounts payable to Sri Thirupathi Reddy, Sri. Ashok, Sri. Pasha, and Smt. Laxmamma who were the contractors for supply of vegetables, Chicken/Mutton and Milk they supplied to the Institution for 3 months during the academic session 2018-2019 totaling amount of Rs. 15,59,413/- despite sanctioning of this amount by the Head Office, Hyderabad.
- b) He also failed to pay the bill amount to the sanitary contractor.
- c) He failed to remit the unspent amounts under the following head of accounts into Society's a/c after completion of the transactions.

<b>Sl. No.</b>	<b>Head of Account</b>	<b>Surplus amount Rs.</b>
1	Barber/Hair cutting charges (from 7/2016 to 12/2019)	80,122
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- d) He failed to ensure that the Income deducted from Regular employees to the tune of Rs.2,82,545/- was remitted to the I.T. Department. The TDS amount was not recovered from the Outsourced/Contract/Part Time employees.

(P.T.O)

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- e) He made payments to various contractors without Bills/Bill-forms/RC Approvals and HKC Resolutions to the Tune of Rs.4,52,406/-. He willfully diverted the funds meant for other purposes against the rules in vogue.
- f) He made short payment by Rs.1,00,000/- to Sri Kondaiah Water Supply contractor. He made short and excess payments to the contractors which was observed by the Vigilance Team.
- g) He failed to refund the EMD amount of Rs.80,000/- to one of the contractors on completion of his contract.
- h) An excess amount of Rs.1,13,628/- was paid towards the Electrical charges during the period from 7/2016 to 11/2019 and also observed that the Electrical charges were paid without approval from the competent authority.

As per the report, the Principal (Retd.,) has demanded a **bribe for an amount** of Rs.10,000/- from Sri. Kondaiah the water supply contractor for releasing the remaining balance amount of Rs.1,00,000/- and directed him to pay the bribe amount to Sri.D.Balaswamy, JL (Maths) and Vice-Principal. But the contractor paid him Rs.8,000/- only. Yet, the balance amount was not released to the contractor. He misused his powers by exhibiting his supremacy powers and shown illicit act. He involved in corruption practices on acceptance of Rs.8000/- as bribe for official favour towards payment release to the water supply contractor of the institution. He behaved in a highly objectionable manner by crossing his limits, which is unbecoming of such an employee or derogatory to the prestige of the society.

He failed to monitor the kitchen activities so closely as it is evident from the fact that, the Break-fast items were prepared mostly with RICE ITEMS ONLY during the academic sessions 2018-2019 and 2019-2020. During this period Chicken and Mutton were served for shorter number of times than the required besides improper serving of Eggs. He failed to follow the Standard Menu prescribed by the Society and violated instructions of the Society issued vide Circular Rc.No.G1/7639/ 2007, Dt.23.05.2008.

He failed to produce the bills/vouchers for an amount of Rs.27,55,056-63 i.e., the closing balance ought to be in Principal's account as on 31-5-2010 i.e., on the date of his retirement due to which it is presumed that the Principal (Retired) has misappropriated the sanctioned funds.

Thus, Sri M.Nagabhushanam, Principal (Retd.,) has shown gross negligence in performance of his legitimate duties, deliberately diverted the funds, resorted to short and excess payments to the contractors, indulged in corrupt practice demanding Bribe from a Contractor. There is a dereliction and laxity on the part of the Principal (Retd.,). All his acts amount to grave misconduct and unbecoming of an employee which tarnished the image of the Society punished in a local news paper under the caption "Rs.15.59 lakhs SWAHA" which was published in a daily Telugu News Paper dated: 1-7-2020. He violated the Conduct Rules and instructions of the Society issued vide circular Rc.No. Accts.111/6970/98, Dt.10.06.1998 and Rc.No.Accts-III (4)3626/98 - Dated.06.07.1999 and Circular Memo Rc.No.Accts-111/4646/99, Dt.09.04.1999. Hence,the charge.

**RAHUL BOJJA**  
**SECRETARY TO GOVERNMENT (FAC)**

**//FORWARDED:: BY ORDER //**

**SECTION OFFICER**

**ANNEXURE - III**

**(G.O.Rt.No.178, SCD (Edn.A2)Dept.,Dated:12.09.2022)**

**LISTS OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED  
AGAINST SRI M.NAGABHUSHANAM, PRINCIPAL (Retd.), TSWRS/JC (B),  
LINGAL, NAGARKURNOOL DISTRICT ARE PROPOSED TO BE SUSTAINED**

- Conduct rules of the Society.
- Report of CV&SO of the Society, dated: 16.07.2020.
- Report of CV&SO of the Society, dated: 21.09.2020.
- News paper clipping under Caption "Rs.15.59 lakhs SWAHA?" by the Retired Principal on the complaints of Tenderers.
- Letter by the Principal, TSWRS/JC, Lingal, dt.01.07.2020.
- Complaint of G.R. Goud, Suguna Traders, dt. 01.07.2020.
- Complaint of Laxmamma, Contractor, dt.01.07.2020.
- Complaint of B. Thirupathi Reddy, Contractor, dt.01.09.2020.
- Complaint of Md S. Pasha, dt.01.07.2020.
- Complaint of K Nagaseshu, Sri Lakshmi Venkateshwara Traders, Nagarkurnool, dt.01.07.2020.
- Circular Memo Rc.No. Accts.111/6970/98, Dt.10.06.1998.
- Circular Memo Rc.No.Accts-III (4)3626/98, Dt.06.07.1999.
- Circular Memo Rc.No.Accts-111/4646/99, Dt.09.04.1999.

**RAHUL BOJJA  
SECRETARY TO GOVERNMENT (FAC)**

**//FORWARDED:: BY ORDER //**

**SECTION OFFICER**

**ANNEXURE- IV**

**(G.O.Rt.No.178, SCD (Edn.A2)Dept.,Dated:12.09.2022)**

**LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGES FRAMED  
AGAINST SRI M.NAGABHUSHANAM, PRINCIPAL (Retd.), TSWRS/JC (B),  
LINGAL, NAGARKURNOOL DISTRICT ARE PROPOSED TO BE  
SUSTAINED**

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**RAHUL BOJJA  
SECRETARY TO GOVERNMENT (FAC)**

**//FORWARDED:: BY ORDER //**

**SECTION OFFICER**